

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

JERRY C. CIRINO, COMMISSIONER
JOHN R HAMERCHECK, COMMISSIONER
DANIEL P. TROY, COMMISSIONER
JENNIFER BELL, CLERK

JASON W. BOYD, ADMINISTRATOR
LEGAL COUNSEL
MIKE MATAS, BUDGET DIRECTOR
NEWS MEDIA

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(Tape 2017-0307)

CALL TO ORDER: Commissioner Cirino called the Meeting to order at 2:06 p.m. Tuesday, March 7, 2017.

ROLL CALL: Upon the roll being called, all were present.

APPROVAL OF MINUTES: Upon a motion by Commissioner Hamercheck, seconded by Commissioner

Cirino, the minutes of the regular meetings of February 9, 14, and 16, 2017 were approved as follows:

"AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

12. RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF OHIO COUNTY BOARDS OF DEVELOPMENTAL DISABILITIES (20170307\F01)(C-126)

On a motion by Commissioner Troy, seconded by Commissioner Cirino. Commissioner Troy explained this resolution recognizes March 2017 as the 50th anniversary of Ohio’s County Boards of Developmental Disabilities and declares March as Developmental Disabilities Month in Lake County. Ms. Beth Falkner-Brown, Director of Volunteer and Professional Services at Deepwood, was present and thanked the Commissioners for recognizing the 50th Anniversary of the Ohio County Boards of Developmental Disabilities. Ms. Lynnmarie Landwei-Phillips, Director of Marketing, and several other employees of Deepwood were present. Ms. Landwei-Phillips introduced two individuals that participate in the program and stated they are pleased to have partnered with LakeTran in 2016 as a worksite for those that participate in the community employment program. He stated that earlier this year the participants began cleaning the fleet of LakeTran buses through the community employment program. Ms. Julie Schick of LakeTran was present and stated that it is a pleasure to have such hardworking individuals working for LakeTran. Participants Lisa and Nicole presented the Commissioners with a gift bag. The Commissioners thanked them for their gifts and for attending the meeting. Commissioner Troy stated that every citizen in Lake County matters, he is proud of the work they are doing, and Lake County is very fortunate to have such a wonderful program. He explained that through the years the State has moved from an institution based system to a community based system and that Lake County voters have consistently supported levy funding for the Deepwood programs. The foregoing resolution was adopted with the vote as follows: “AYES”: Commissioners: Cirino, Hamercheck, and Troy “NAYS”: None

OPEN TO THE PUBLIC: Commissioner Cirino asked if anyone in the audience wished to address the Board.

Mr. Brian Massie of 8196 Rainbow Drive in Concord Twp., spoke of a “Know Your Rights” workshop that was held at the Morley Library on February 15, 2017 and stated that he and several others were not permitted to attend the workshop as they had not pre-registered. Mr. Massie stated that pre-registration was not indicated on the library’s website or in an article that was published in the Lake County News-Herald. He stated that those turned away were treated in a rude, condescending manner and that they subsequently met with the Morley Library Board to voice their concerns. Mr. Massie read and presented to the Board of Commissioners a letter that was sent to Ms. Aurora Martinez, the Director of Morley Library. Mr. Massie also presented the Commissioners with a letter regarding possible loss of Federal Funding for any city, community or State that declares itself a Sanctuary City. He asked that the Commissioners rescind the Resolution regarding the matricula card and asked for their support by signing their petition regarding illegal immigrants within Lake County.

Ms. Arzella Melnyk of 10506 Hobart Road in Kirtland, stated she also attempted to attend the workshop at Morley Library and was turned away. She stated she had previously attended one of the “Know Your Rights” workshops without pre-registration and stated that the library website did not indicate pre-registration was required. She reiterated Mr. Massie’s statements regarding the matricula card, Lake County being cited a Sanctuary County and possible loss of Federal funding, and she also asked for support from the Board of Commissioners regarding the proposed petition.

Commissioner Cirino responded that Lake County is not a Sanctuary County and cannot become so by default. He stated that he believes there is no risk of Federal Funding losses.

Commissioner Troy stated that no entity in Lake County has declared itself as a sanctuary city and that this must be done through formal declaration. He stated that there have been attempts by some communities throughout Ohio to declare such status and that this is not a fact in Lake County and there is no reason to be fearful of loss of federal funding. Commissioner Troy explained that under Ohio law Morley Library is an independent organization governed by a board that determines policy implemented at the library.

Mr. John Muzik of 45 Coventry Drive in Painesville Township, stated that in 2005 the Board of Commissioners adopted the matricula card and he feels it was the wrong thing to do. He stated that he believes the Commissioners have the authority to appoint several of the Morley Library Board members and asked for a copy of the library board members.

Commissioner Troy stated that several members of the Morley Library Board are appointed by the Commissioners and they serve seven year terms. County Administrator, Jason Boyd, stated he would provide Mr. Muzik with a copy of the board members.

Commissioner Cirino stated that Mr. Muzik should contact the Morley Library Board regarding his issues and concerns.

Mr. Muzik stated that at the time, he felt it was wrong of the Board of Commissioners to pass the resolution regarding the matricula card and he continues to feel it was wrong. Commissioner Troy stated that County Prosecutor, Mr. Charles Coulson was present at a meeting and explained that the resolution has absolutely no impact.

Mr. Brian Massie asked what purpose the matricula card serves. Commissioner Troy explained that the only benefit the card provides is that it identifies the individual holding the card as a citizen of the Republic of Mexico and it does not replace visas or green cards. He stated the resolution was very innocuous and that it does not indicate in any way that the card is acceptable by any state or local government agency and it serves no particular purpose. He explained that it cannot be used to register to vote, acquire benefits, etc.

Commissioner Cirino stated that the Lake County Board of Commissioners have taken an oath to uphold the laws of the United States and the Constitution of the State of Ohio and the Board will always be consistent with the pledge they have been sworn to.

RESOLUTIONS:

1. RESOLUTION INCREASING APPROPRIATIONS AND TRANSFERRING CASH FOR HAWTHORNE WOODS WATERLINE IMPROVEMENT PROJECT 380-W (20170307\U01)(UT-2)

On a motion by Commissioner Troy, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

2. RESOLUTION CERTIFYING SANITARY SEWER TAP-IN FEES TO THE LAKE COUNTY AUDITOR FOR PARCEL 11A-023-C-00-029 (20170307\U02)(UT-17)

On a motion by Commissioner Troy, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

3. RESOLUTION PROVIDING FOR \$1,200,000 NOTE RENEWAL FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES PROJECT 271-W (20170307\U03)(UT-15)

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

4. RESOLUTION CERTIFYING UNPAID SEWER AND WATER SUMS TO THE LAKE COUNTY AUDITOR (20170307\U04)(UT-7)

On a motion by Commissioner Troy, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

5. RESOLUTION APPROVING LAKE COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES VOUCHERS DATE OF WARRANT MARCH 13, 2017, IN THE AMOUNT OF \$92,518.64 (20170307\JFS01)(JFS-14)

On a motion by Commissioner Troy, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

6. RESOLUTION ACCEPTING AND APPROVING THE RECOMMENDATION OF PLANNING COMMISSION MEMBER RICHARD TERRIACO TO DESIGNATE FRANK HICKS AS HIS ALTERNATE(20170307\C01)(B-34)

On a motion by Commissioner Troy, seconded by Commissioner Cirino. Commissioner Troy explained that Mr. Terriaco was recently appointed to the Planning Commission and Mr. Hicks will be designated as his alternate. He stated that Mr. Terriaco was appointed to complete the term of Mr. Richard Morse after his resignation due to illness. Commissioner Troy announced that Mr. Morse has since passed away and that he served for quite some time on the Planning Commission, was very involved in the community, and served as Leroy Township Fire Chief for many years. The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

7. RESOLUTION APPOINTING JOHN R. HAMERCHECK AS A MEMBER OF THE LAKE ERIE ENERGY DEVELOPMENT CORPORATION (LEEDCo) BOARD OF DIRECTORS FOR A TWO YEAR TERM ENDING DECEMBER 31, 2018(20170307\C02)(B-15)

On a motion by Commissioner Troy, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

8. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,417,151.53(20170307\BC01)(C-4)

On a motion by Commissioner Cirino, seconded by Commissioner Hamercheck, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

9. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$628,117.28(20170307\BC02)(C-17)

On a motion by Commissioner Cirino, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

10. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20170307\BC03)(C-111)

On a motion by Commissioner Troy, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

11. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL ANDNON-GENERAL FUND ACCOUNTS(20170307\BC04)(C-111)

On a motion by Commissioner Troy, seconded by Commissioner Cirino, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

DEPARTMENTAL REPORTS:

UTILITIES – Director of Technical Operations, Mr. Gary Fedak, gave an update on the professional development activities in their department and reported that over the past year, twenty of their treatment facility employees have received Class I and Introductory licensing, and one employee has received the highest ranking of Class IV, with another awaiting approval of their thesis. He stated that the Utilities Department is very proud of these employees and they are encouraged to continue their education.

JOB AND FAMILY SERVICES – none.

COUNTY ADMINISTRATOR – none.

FINANCE – none.

CLERK – none.

LEGAL – none.

OLD BUSINESS: - none.

NEW BUSINESS: - Commissioner Troy reported that CCAO lobbied for the passage of House Bill 34 which pertains to the ability of government offices to cease certified mailings which will save government offices quite a bit of money. He stated that it has unanimously passed the House and will hopefully pass in the Senate. Commissioner Troy reported that he attended the annual NACO Legislative meeting and there continues to be concern over the many proposed changes in the federal government budget. He stated they discussed the possible elimination of the Cadillac tax on healthcare plans and the concern over what mechanism may replace the tax. He explained that there may be a possibility of taxing employees on their healthcare benefits. Commissioner Troy stated there is much concern regarding the proposed 97% reduction in funding of the Great Lakes Restoration Act and Congressman Joyce will continue to fight hard to maintain the funding of the Great Lakes. Commissioner Troy stated that the State Auditor released the Ohio Financial Health indicator report for the Counties. He stated that Lake County received a positive outlook ranking and scored "green" in 17 out of 17 indicators, one of only 13 of the 80 Ohio counties receiving such a rating. Commissioner Troy explained that Lake County is fiscally sound, acutely aware of the financial situation, disciplined, and will continue to ensure financial stability. This report is based on 2012 through 2015 and declares that the County is in great fiscal health and well positioned for any potential changes in the future. The citizens of the County should be proud that Lake County received such an excellent score.

Commissioner Cirino stated that the Commissioner’s office would post a link on the website to the State Auditor’s report.

PUBLIC COMMENT: Commissioner Cirino asked if anyone in the audience wished to address the Board.

Mr. John Muzik of 45 Coventry Drive in Painesville Township, asked where the County stands with regards to delinquent taxes as compared to previous years.

Commissioner Troy stated the Treasurer’s office would best be able to provide him with the comparison and that they have moved away from internal delinquent tax collection by selling off tax liens to a private company. He added that the County general fund only receives 1 mil from tax collection and revenue from that seems to be consistent.

Commissioner Cirino stated the next Regular Commissioners’ Meetings are scheduled for Thursday, March 9, 2017 at 10:00 A.M. and 2:00 P.M.

EXECUTIVE SESSION:

Personnel – employment

EXECUTIVE SESSION: On a motion Commissioner Hamercheck, seconded by Commissioner Cirino, the Board convened an Executive Session at 2:50 p.m. to discuss Personnel – employment

With the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

The Lake County Board of Commissioners adjourned Executive Session at 2:51 p.m.

On a motion by Commissioner Troy, seconded by Commissioner Hamercheck, the Board returned to open session at 3:54 p.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

ADJOURN: On a motion by Commissioner Hamercheck, seconded by Commissioner Troy, the Board adjourned the meeting at 3:55 p.m., with the vote as follows: "AYES": Commissioners: Cirino, Hamercheck, and Troy "NAYS": None

Minutes approved this fourteenth day of March, 2017.

BOARD OF LAKE COUNTY COMMISSIONERS

JERRY C. CIRINO, PRESIDENT

JOHN R. HAMERCHECK, COMMISSIONER

DANIEL P. TROY, COMMISSIONER

JENNIFER BELL, CLERK